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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/909,177	07/19/2001	Bruce A. Willins	538Y-1	1895

156 7590 02/26/2007
KIRSCHSTEIN, OTTINGER, ISRAEL
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489 FIFTH AVENUE
NEW YORK, NY 10017

EXAMINER

LIN, KENNY S

ART UNIT	PAPER NUMBER
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2152

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	02/26/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

Office Action Summary

Application No.

09/909,177

Applicant(s)

WILLINS ET AL.

Examiner

Kenny Lin

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 12 December 2006.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 30-32 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 30-32 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____.

- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____.

DETAILED ACTION

1. Claims 30-32 are presented for examination. Claims 1-29 are canceled.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

3. Claims 30-32 are rejected under 35 U.S.C. 102(e) as being anticipated by Boyles et al (hereinafter Boyles), US 2004/0172552.

4. Boyles was cited in the previous office action.

5. As per claim 30, Boyles taught the invention as claimed including a method of enabling authorized access to an application server to conduct a communications session on a wireless network, comprising the steps of:

- a. Requesting authentication over the wireless network, and requesting access to the application server to conduct the communications session for a predetermined time period by supplying a password (pp. 0008, 0010-0011, 0014: the use of

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wireless devices such as pager, PDA inherently taught the use of wireless network, 0016, 0019, 0036, 0041, 0048);

- b. Printing a two-dimensional symbol encoded to identify an authenticated user, the password and the predetermined time period to conduct the communications session on a portable, physical ticket in response to the requesting step (pp. 0013, 0042-0043);
- c. Manually presenting the physical ticket at a terminal for prompting the user to supply the password (pp. 0014-0015, 0049); and
- d. Electro-optically reading the two-dimensional symbol to gain access to the application server on the wireless network to conduct the communications session only for said predetermined time period after the password supplied to the terminal matches the password encoded on the ticket (pp. 0015-0016, 0041, 0050).

6. As per claim 31, Boyles taught the invention as claimed including an arrangement for enabling authorized access to a wireless network, comprising:

- a. An authentication center for authorizing access to an application server to conduct a communications session by receiving an authorization request for a predetermined time period from a user, and by receiving a password selected by the user, and by responding with an electronic ticket signal (pp. 0008, 0010-0011, 0014, 0016, 0019, 0036, 0041, 0048);

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- b. A printer responsive to the electronic ticket signal for printing a two-dimensional symbol encoded to identify the user, the password, an application server to be accessed to conduct the communications session, and the predetermined time period for accessing the application server on a portable, physical ticket (pp. 0013, 0042-0043); and
- c. A reader for electro-optically reading the symbol on the ticket presented to the reader, and a terminal for prompting the user to supply the password to authorize the identified user to access the identified application server to conduct the communications session only for said predetermined time period after the password supplied to the terminal matches the password encoded on the ticket (pp. 0014-0016, 0041, 0049-0050).

7. As per claim 32, Boyles taught the invention as claimed in claim 31, Boyles further taught that the network is located in a public venue (pp. 0031: internet).

Response to Arguments

8. Applicant's arguments filed 12/12/2006 have been fully considered but they are not persuasive.

9. In the remark, applicant argued that (1) Boyles does not teach to print a two-dimensional symbol encoded with a password or encoded with a predetermined time period to conduct a communication session.

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10. Examiner traverse the argument:

As to point (1), in response to applicant's argument that the references fail to show certain features of applicant's invention, it is noted that the features upon which applicant relies (i.e., print a two-dimensional symbol encoded with a password/predetermined time period to conduct a communication session) are not recited in the rejected claim(s). Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993). The current claim language specifically claims the limitation of "printing a two-dimensional symbol encoded to identify an authenticated user, the password and the predetermined time period to conduct the communications session on a portable, physical ticket in response to the requesting step". Printing a 2-D symbol encoded *for identifying* password and time period is completely different from printing a 2-D symbol encoded with password and time period. Boyles taught to print 2-D symbol (photograph) that *is associated* with user name, password and the time the user is allowed to access the Internet (pp. 0013, 0041-0043). For these reasons, Boyles reads on the current claim languages.

Conclusion

11. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after

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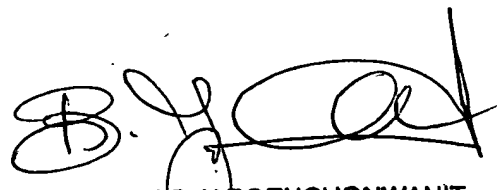
the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

12. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kenny Lin whose telephone number is (571) 272-3968. The examiner can normally be reached on 8 AM to 5 PM Tue.-Fri. and every other Monday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bunjob Jaroenchonwanit can be reached on (571) 272-3913. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

ksl
February 21, 2007



BUNJOB JAROENCHONWANIT
SUPERVISORY PATENT EXAMINER